



REGISTRAR OF REGULATIONS

08 DEC -2 PM 12: 54

COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487

Fax: 804-864-7481

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 005-083, LOWER MACHODOC CREEK

EFFECTIVE 15 DECEMBER 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 005-083, Lower Machodoc Creek," effective 28 December 2007, is cancelled effective 15 December 2008.
2. Condemned Shellfish Area Number 005-083, shown as Sections A through E, is established, effective 15 December 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Lower Machodoc Creek, Condemned Shellfish Area Number 005-083, 15 December 2008" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 005-083

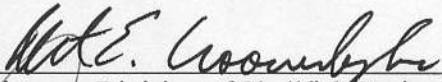
- A. The condemned area shall include all of Ames Creek and that portion of Glebe Creek and their tributaries lying upstream of a line drawn between latitude / longitude map coordinate (38°07'40.7", -76°39'10.3") and map coordinate (38°07'35.9", -76°39'06.6").
- B. The condemned area shall include that portion of Lower Machodoc Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°06'33.6", -76°38'33.6") and map coordinate (38°06'33.2", -76°38'17.5").
- C. The condemned area shall include all of Weatherall Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°07'54.7", -76°39'03.1") and map coordinate (38°07'54.1", -76°39'03.9").

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- D. The condemned area shall include all of Cabin Point Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°08'29.3", -76°39'40.6") and map coordinate (38°08'28.5", -76°39'40.5").
- E. The condemned area shall include all of Branson (Bellfield) Cove lying upstream of a line drawn between latitude/longitude map coordinate (38°08'30.1", -76°38'20.5") and map coordinate (38°08'28.6", -76°38'09.3").

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:

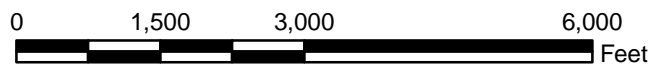



State Health Commissioner

12/1/08

Date

Virginia Department of Health
Lower Machodoc Creek
Condemned Shellfish Area Number 005-083
15 December 2008



 **Condemned Shellfish Areas**
(Sections A - E)

Geographic coordinates in NAD83 datum;
 shown in degrees, minutes & seconds.